MEMORANDUM ON PROPOSED TARIFF LEGISLATION
of the 109th Congress

[Date approved: September 23, 2005]

Bill No. and sponsor: H.R. 2278 (Mr. English)

Proponent name, location: BASF Corporation
Monaca, PA 15061

Other bills on product (109th Congress only): None.


Retroactive effect: None.

Suggested article description(s) for enactment (including appropriate HTS subheading(s)):

Citral (CAS No. 5392-40-5) (provided for in subheading 2912.19.10)

Check one:   ☑ Same as that in bill as introduced
             ☒ Different from that in bill as introduced (see Technical comments section)

Product information, including uses/applications and source(s) of imports:

Citral is both a naturally occurring and synthetic organic chemical typically used in flavors and fragrances. It is known as an aliphatic aldehyde in the monoterpenoid class of chemicals. In plants such as lemongrass (Cymbopogon) and lemon balm (Melissa officinalis), citral occurs as two isomeric aldehydes, neral and geranial. Citral has shown antiviral, antibacterial, and germicidal activity.

U.S. imports of this product are principally from Germany and Japan, with other imports from China, Mexico, Spain, United Kingdom, Switzerland, and Belgium.
Estimated effect on customs revenue:

<table>
<thead>
<tr>
<th>HTS subheading: 2912.19.10</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
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<tr>
<td>Col. 1-General rate of duty</td>
</tr>
<tr>
<td>Estimated value dutiable imports</td>
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<tr>
<td>Customs revenue loss</td>
</tr>
</tbody>
</table>

Source of estimated dutiable import data: Industry estimates and Commission estimates.

Contacts with domestic firms/organizations (including the proponent):

<table>
<thead>
<tr>
<th>Name of firm/organization</th>
<th>Date contacted</th>
<th>US production of same or competitive product claimed?</th>
<th>Submission attached?</th>
<th>Opposition noted?</th>
</tr>
</thead>
<tbody>
<tr>
<td>BASF (proponent)(unable to contact) Tom Coleman  202-289-3900, email: <a href="mailto:colemae@basf-corp.com">colemae@basf-corp.com</a></td>
<td>8/15/2005</td>
<td>No</td>
<td>No</td>
<td>No</td>
</tr>
<tr>
<td>BASF (proponent)(unable to contact) Greg Theis  202-585-5100</td>
<td>8/15/2005</td>
<td>No</td>
<td>No</td>
<td>No</td>
</tr>
<tr>
<td>Bayer</td>
<td>Karen Niedermeyer fax:  412-777-4740</td>
<td>8/15/2005</td>
<td>No</td>
<td>No</td>
</tr>
<tr>
<td>Bayer MaterialScience LLC Julie Von Egmund fax:  202-737-8908</td>
<td>8/15/2005</td>
<td>No</td>
<td>No</td>
<td>No</td>
</tr>
<tr>
<td>Biddle Sawyer William Thonack fax:  212-239-1089</td>
<td>8/15/2005</td>
<td>No</td>
<td>No</td>
<td>No</td>
</tr>
<tr>
<td>American Chemistry Council Jim O’Connor fax:  703-741-6922</td>
<td>8/15/2005</td>
<td>No</td>
<td>No</td>
<td>No</td>
</tr>
<tr>
<td>Ciba Specialty Chemicals Michelle Forte fax:  914-785-4831</td>
<td>8/15/2005</td>
<td>No</td>
<td>No</td>
<td>No</td>
</tr>
<tr>
<td>Clariant Corp. Andrew Zamoyski fax  401-823-2700</td>
<td>8/15/2005</td>
<td>No</td>
<td>No</td>
<td>No</td>
</tr>
</tbody>
</table>
Technical comments:  

The Commission suggests that the article description on page 1 of this report be used because it is the chemical name used in subheading 2912.19.10.

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3 The Commission may express an opinion on the HTS classification of a product to facilitate consideration of the bill. However, by law, only the U.S. Customs Service is authorized to issue a binding ruling on this matter. The Commission believes that the U.S. Customs Service should be consulted prior to enactment of the bill.
A BILL

To suspend temporarily the duty on Citral.

Be it enacted by the Senate and House of Representa-
tives of the United States of America in Congress assembled,

SECTION 1. CITRAL.

(a) In General.—Subchapter II of chapter 99 of
the Harmonized Tariff Schedule of the United States is
amended by inserting in numerical sequence the following
new heading:

| 9902.09.11 | 3,7-Dimethyl-2,6-octadienal (Citral) (CAS No. 5392–40–5) (provided for in sub-
heading 2912.19.10) | Free | No change | No change | On or before 12/31/2008 |

(b) Effective Date.—The amendment made by
subsection (a) applies to goods entered, or withdrawn from
warehouse for consumption, on or after the 15th day after
the date of enactment of this Act.